IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRIT No. 2678 of 2006

PANNALAL

V/S

RAMESH KUMAR & ANR.

Mr. SANDEEP SARUPARIA, for the appellant / petitioner

Mr. BHERULAL CHOUDHARY, for the respondent

Date of Order : 26.9.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner, perused the impugned order and the pleadings.

The mortgage deed is executed by Ramesh Kumar S/o Dharmchand, the suit is filed by Ramesh Kumar S/o Dharmchand, and the defendant in the additional pleas has taken a grond that father's name of Ramesh Kumar is Mangi Lal, and not Dharmchand, and that plea is sought to be explained by rejoinder by pleading that Mangi Lal is natural father and Dharmchand is adoptive father. In my view, in such circumstances, there is no error on the part of the learned Court below in allowing the written-statement to be taken on record. The writ petition is, therefore, dismissed summarily.

(N P GUPTA),J.

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